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13 UNITED STATES DISTRICT COURT

14 DISTRICT OF ARIZONA

15 In Re Bard IVC Filters Products
16 Liability Litigation

17 No. MD-15-02641-PHX-DGC

18 **JOINT STIPULATION ON MOTION IN
19 LIMINE**

20 (Assigned to the Honorable David G.
21 Campbell)

22 (Oral Argument Requested)

23 **JOINT STIPULATION ON MOTIONS IN LIMINE**

24 The parties have reached a stipulation and agreement regarding several issues that
25 would otherwise be the subject of a motion *in limine*. The parties stipulate that they are
26 prohibited from making any reference or argument, or adducing any evidence or
27 attempting to elicit any evidence in front of the jury suggesting and/or concerning the
28 following topics, unless the issue is first raised with the Court outside the presence of the
jury:

- 29 1. Domestic violence charges, allegations or evidence related to the domestic
30 violence incident;
- 31 2. Abortions or healthcare services related to Plaintiff's pregnancies;
- 32 3. Plaintiff conceiving child out of wedlock;
- 33 4. Whether a venereal disease was the cause of Plaintiff's cervical cancer;

5. A misdemeanor charge against Plaintiff for leaving her children in a car;
6. Plaintiff's prior claims from a 1996 auto accident involving a fractured foot and back/neck injuries;
7. Termination of Plaintiff's employment prior to her open chest surgery;
8. Plaintiff's relationship with the father of second child while married;
9. Plaintiff's receipt of compensation from some source other than the damages sought against Defendant. (collateral source);
10. Advertising by Plaintiff's counsel, Plaintiff's counsel specializing in personal injury and/or products liability litigation, contingency fee agreements, and/or advertising by any counsel nationally for Bard IVC Filter cases and/or any other IVC filter cases;
11. Other lawsuits or claims against Defendants;
12. Plaintiff could not pay her medical bills or reference to medical liens due to lack of health insurance/financial resources;
13. C.R. Bard's 1994 criminal conviction.

Nothing in this stipulation prohibits any party from raising these issues with the Court outside the presence of the jury, in the event they believe that evidence or events at trial render the topics relevant and admissible.

RESPECTFULLY SUBMITTED this 26th day of January 2018.

GALLAGHER & KENNEDY, P.A.

By: s/Mark S. O'Connor

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24 *Attorneys for Defendants C. R. Bard, Inc. and*
25 *Bard Peripheral Vascular, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of January 2018, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing.

s/Richard B. North, Jr.
Richard B. North, Jr.